

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

ELITE PRECISION CUSTOMS LLC, et al.,

*Plaintiffs,*

v.

THE BUREAU OF ALCOHOL,  
TOBACCO, FIREARMS AND  
EXPLOSIVES, et al.,

*Defendants.*

No. 4:25-cv-00044

**DEFENDANTS' MOTION FOR AN EXTENSION OF TIME**

Pursuant to Local Rule 7.1 and Fed. R. Civ. P. 6(b), Defendants respectfully request that this Court extend Defendants' deadline to respond to Plaintiffs' Complaint by an additional 30 days. Plaintiffs consent to this Motion. In support thereof, Defendants state as follows:

1. On January 20, 2025, Plaintiffs filed a Complaint bringing a Second Amendment challenge to the federal ban on the interstate transfer of handguns seeking declaratory and injunctive relief. ECF No. 1.

2. Defendants were served with this Complaint on February 3, 2025. ECF No. 6. Thus, Defendants' response is due April 4, 2025. *See* Fed. R. Civ. P. 12(a)(2).

3. Following a change in administration, on February 7, 2025, President Trump issued an Executive Order titled Protecting Second Amendment Rights. *See* President Donald J. Trump, Presidential Actions: Protecting Second Amendment Rights (Feb. 7, 2025), <https://www.whitehouse.gov/presidential-actions/2025/02/protecting-second-amendment-rights>. Among other things, the Order directs the Attorney General to review "[t]he positions taken by the United States in any and all ongoing and potential litigation that affects or could affect the ability of Americans to exercise their Second Amendment rights." *Id.* § 2(b)(v)

4. In light of that development, Defendants respectfully move to extend their deadline to respond to the Complaint by 30 days to provide additional time for the Attorney General to review the position to be taken by the United States in this litigation. Should the Court grant Defendants' request, the updated deadline would be May 5, 2025 because May 4 is a Sunday.

Dated: March 17, 2025

Respectfully submitted,

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Acting Assistant Attorney General  
Civil Division

ANDREW I. WARDEN  
Assistant Branch Director

/s/ Samuel Bean  
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*Counsel for Defendants*

**CERTIFICATE OF CONFERENCE**

I hereby certify that on March 11, 2025, I contacted Plaintiffs' counsel via email to request their position on this motion. On March 12, 2025, Pete Patterson responded on Plaintiffs' behalf to relay that Plaintiffs consent to the requested relief.

/s/ Samuel Bean

SAMUEL BEAN

Trial Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on March 17, 2025, I electronically filed the foregoing paper with the Clerk of Court using this Court's CM/ECF system, which will notify all counsel of record of such filing.

/s/ Samuel Bean

SAMUEL BEAN

Trial Attorney